AUG 1 3 2004 AUG 1 3 2004 EINTER UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Gregory et al.

GROUP:

2877

SERIAL NO:

09/762,863

EXAMINER: Lee, A.

FILED:

May 2, 2001

FOR:

ACTIVE STRAIN GAGES FOR EARTHQUAKE

DAMAGE ASSESSMENT

Mail Stop Amendment Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

X a small entity - verified statement:

attached.

X already filed.

_ other than a small entity.

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

111/04

(Type or print name of person mailing letter)

(Sign turn of parson mailing paran

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments).—If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

- 3. The proceedings herein are for a patent application and the provisions of 37 CFR
- 1.136 apply

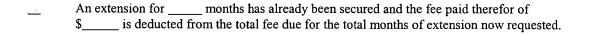
(complete (a) or (b) as applicable)

(a) ___ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

Exter (mon	nsion u <u>ths</u>)	Fee for other than small entity	Fee for small entity
_	one month	\$ 110.00	\$ 55.00
	two months	\$ 420.00	\$210.00
	three months	\$ 950.00	\$475.00
	four months	\$1,480.00	\$740.00
_	fifth month	\$2,010.00	\$1,005.00

Fee \$

If an additional extension of time is required please consider this a petition therefor. (check and complete the next item, if applicable)



Extension fee due with this request \$0.00

OR

(b) X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4.	The fee	for claims	(37	CFR	1.1	.6(t)-	(d)))	has	been	calculated	l as	shown	bel	low:
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A duplicate of this transmittal is attached.

	(Col. 1)	1) (Col. 2)		(Col. 3)		SMALL	ENTITY		OTHER THAN A SMALL ENTITY		
	CLAIMS REMAIN AFTER AMEND	NING	HIGHEST NO. PREVIOUSLY PAID FOREXTRA	PRESEN	T ADDIT. RATE	FEE	OR	RATE	ADDIT. FEE		
TOTAL		MINUS		=		x 9= \$		x18=	\$		
INDEP.		MINUS		=		x 42= \$		x84=	\$		
		RESENTAT LE DEP. C				+140=\$		+\$280=	\$		
						TOTAL ADDIT. FEE \$		OR FEE	TOTAL ADDIT. \$		
		If the "Hi If the "Hi The "Higl	y in Col. 1 is less than ghest No. Previously Pa ghest No. Previously Pa nest No. Previously Pai te box in Col. 1 of a pri	aid For" IN aid For" IN d For" (Tot	THIS SPA THIS SPA al or Indep.	CE is less t CE is less t) is the higl	han 20, en han 3, ente hest numbe	er "3". er found in th	ne		
WARNING:		"After final rejection or action (1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR 1.116(a) (emphasis added).									
			(co	omplete ((c) or (d)	as applic	able)				
(c)	<u>X</u>	No addi	itional fee for clair	ns is requ	uired.						
					OR						
(d)	_	Total ac	lditional fee for cla	aims requ	iired \$			·			
				FE	E PAYM	IENT					
5.		Attache	d is a check in the	sum of \$							
	_	Charge	Account No.		the s	sum of \$_	· ·				

FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. X If any additional extension and/or fee is required, charge Account No. 19-0079

AND/OR

X If any additional fee for claims is required, charge Account No. <u>19-0079</u>

SIGNATURE OF ATTORNEY

Reg. No.: 44,357

Tel. No.: (617) 426-9180

Extension 123

Richard L. Stevens, Jr.

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Sir:

AMENDMENT

In response to the Office Action dated June 3, 2004, please amend the application as follows: